

BOARD OF HEALTH

Minutes of Meeting of March 2, 2009

Board members Mr. McNamara, Dr. Geitz, Robert C. Leupold, Health Director and Michele Korman, Health Coordinator were present in the DPW conference room at 7:45pm. and the meeting commenced at 8:00 p.m.

1. Minutes of Meeting of February 9, 2009 were approved.
2. Invoices were approved
3. Correspondence was reviewed and included:
 - (a) Selectman memo: Site plan, notice of decision, Raytheon Company- February 24, 2009
 - (b) Accounting spreadsheet: Trust funds- January 2009
 - (c) Accounting spreadsheet: General fund revenues- January 2009
 - (d) Accounting spreadsheet: Special revenues- January 2009
 - (e) Accounting spreadsheet: Monthly statement- January 2009
 - (f) Selectman memo: Medical Reserve Corp. Executive Committee Appt.- February 23, 2009
 - (g) MDPH memo: Municipal Public Health Stability- February 20, 2009
 - (h) Selectman memo: Site plan, Notice of decision- Sudbury Research Center, Inc. Modification- February 24, 2009
 - (i) Dept. of Public Works memo- Sand Hill Sanitary Landfill inspection report- March 2009
 - (j) DEP memo- Raytheon Co.- Permit modification- February 26, 2009
 - (k) Raytheon monthly operating report- January 2009
 - (l) Town Clerk memo- Records Management- February 25, 2009
 - (m) Dept. of Commerce memo- Homelessness- January 30, 2009
 - (n) AECOM memo- Notice of document availability- February 5, 2009
 - (o) DEP memo- Notice of Non-compliance- February 10, 2009
 - (p) MDPH Injury Surveillance Program- "Injuries"- December 2008

8:00pm appointment: Mr. Joe Onorato: Outdoor Wood Boilers

Mr. Onorato came in to discuss Outdoor Wood Boilers with the Board and proceeded to show pictures of documentation of the wood boiler smoke that accrues and is persistent nuisance in his neighborhood. He asked the Board to consider this nuisance and to declare it as a health hazard due to the significant increase in respiratory and cardiac conditions.

Mr. Onorato also discussed the fact that the boiler in question does not meet original and current stack height requirements of the DEP State Regulations.

The Health Director stipulated that the height requirements were being taken care of this week, in order to meet the State Requirements.

Chairman, Mr. Brian McNamara suggested:

- (1) Stack height will need to be heightened
- (2) Wood pellets need to be up to code
- (3) Make formal written or verbal complaints to the Office of the Board of Health

Mr. Onorato:

- (1) Wants enforcement of the stack height
- (2) Federal govt. regulations detail smoke from wood boilers as an air-quality issue whereas DEP State Regulations do not, therefore they are ill-equipped
- (3) Asking for local regulations in conjunction with DEP state regulations

Mr. McNamara:

- The Board has had discussion regarding setback regulations in addition to the DEP State Regulations, although no decision has yet been made regarding this issue.

Mr. Leupold, Health Director:

- Has had discussion with DEP regarding nuisance complaints. Was advised that there are significant legal issues regarding nuisance “laws”

Mr. Onorato:

- Supplied Board members with copies of New York City’s Outdoor Wood Boiler Regulations.

Mr. McNamara:

- Suggested a neutral party be able to testify as to the actual basis of what is considered a smoke “nuisance”

Mr. Onorato:

- Inquired how the smoke stack violation will be addressed by the Board

Mr. Leupold, Health Director:

- The outdoor wood boiler in question was in violation as of today’s date- March 2nd. DEP regulations went into effect

Sunday March 1st. This issue has been discussed with the boiler owner and the Health Director and the Board was assured that the owner would be able to comply with the Regulation by week's end.

Mr. Onorato:

- Discussed the fact that enforcement of Regulation needs to be addressed and asked the Board to create a mechanism for enforcement.

Dr. Geitz:

- Agreed that setback requirements need to be addressed/adjusted on the local level and that they need to go beyond the DEP State Regulations.

Miscellaneous Business:

- MRC: MRC training will be held April 5, 2009 at the Curtis Middle School Site.
- Bosse Sports: Bosse Sports Club has inquired about installing a Hair Salon within its establishment. Schofield Bros. will be supplying the Board with plans for review. A pump chamber system was not workable since there is a leak in the leach field that needs to be addressed and fixed.
- Mr. Leupold, Health Director has asked Bosse Sports and Schofield Bros. with more updated documentation regarding proposed project.

Meeting adjourned: 8:55pm